

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 22-14019

Priority: September 19, 2011

Maximum Diversion Rate: 4.99 CFS
Maximum Diversion Volume: 67.0 AF

This is to certify, that WALTERS READY MIX
PO BOX 390
REXBURG ID 83440

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
INDUSTRIAL	01/01 to 12/31	4.99 CFS	
INDUSTRIAL STORAGE	01/01 to 12/31		67.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 14	Twp 05N	Rge 39E, B.M.	MADISON County
GROUND WATER	NW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 14	Twp 05N	Rge 39E, B.M.	MADISON County

PLACE OF USE: INDUSTRIAL and INDUSTRIAL STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	39E	14																	X

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2017**.
2. Subject to all prior water rights.
3. The excavated pond established by the storage of water under this right shall not exceed a total capacity of 67.0 acre-feet or a total surface area of 6.7 acre(s).
4. The storage of water established under this right is limited to the fill resulting from natural seepage.
5. Right 22-14025 authorizes the diversion of an annual total of 15.4 acre-feet to be used for the replacement of losses caused by evaporation.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 100.
7. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
8. Prior to the diversion and use of water under this right, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
9. Industrial use is for gravel/sand washing.

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10. The right holder shall cover the gravel/sand washing area at all times when water is being diverted under this right, preventing wind and direct sunlight from entering the spraying area, for the purpose of minimizing evaporation losses.
11. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
12. Use of water under this right shall be non-consumptive.
13. Failure of the right holder to comply with any condition of approval is cause for the Director to cancel this permit.
14. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 16th day of December, 2011.


for GARY SPACKMAN, Interim Director